

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN**

SERENITY POINT RECOVERY,  
INC., A FOREVER RECOVERY,  
BEHAVIORAL REHABILITATION  
SERVICES, BEST DRUG  
REHABILITATION,

Case No. 1:19cv00620  
Hon. Janet T. Neff

Plaintiffs,

v.

BLUE CROSS BLUE SHIELD OF  
MICHIGAN,

Defendant.

---

**STIPULATION AND ORDER EXTENDING DEADLINES AND  
ORDERING PARTIES TO MEDIATION**

This matter having come before the Court upon the parties' stipulation for the Court's entry of an order for mediation and a stay of all deadlines until mediation is complete or until November 12, 2021, whichever shall occur first:

1. The Parties have agreed that it is in their interest to attempt to resolve this matter through mediation before any further costs are incurred;
2. To that end, the Parties have agreed to select a mediator and complete mediation in-person or virtually, as mutually agreed upon by the Parties, no later than November 12, 2021.
3. The Parties have further agreed that all deadlines should be extended and all proceedings and discovery in the case be stayed until after mediation to allow

the Parties to focus on mediation. This stay shall not extend beyond November 12, 2021.

The Court being fully advised in the premises, IT IS HEREBY ORDERED:

1. The Parties shall jointly and in good faith select a mediator and complete mediation no later than November 12, 2021;
2. The Parties shall mutually agree upon the location or virtual platform for the mediation;
3. The Parties shall report the results of mediation to the Court on the first business day following the completion of mediation;
4. All proceedings, discovery, and deadlines are stayed pending the completion of the mediation, which shall not extend beyond November 12, 2021;
5. The deadline to file a first responsive pleading to the Complaint and any compulsory counterclaim is extended until 21 days following the completion of mediation without a settlement or 21 days following November 12, 2021, whichever shall occur sooner;
6. The deadline for Defendant to file a motion for reconsideration of the Court's Order Denying Defendant's Motion to Dismiss (ECF No. 53) and/or a motion for certification of issues for interlocutory appeal pursuant to 28 U.S.C. § 1292(b) and any related motions to stay are extended until seven (7) business days

following the completion of mediation without a settlement or until November 12, 2021, whichever shall occur sooner.

7. No further action shall be required by the Court to lift the stay in the aforementioned paragraphs.

8. Should the Parties not achieve settlement by November 12, 2021, the Parties agree to conduct the mandatory Rule 26(f) conference within 21 days of November 12, 2021 or completion of mediation without a settlement, whichever shall occur sooner.

IT IS SO ORDERED.

---

United States District Court Judge

Dated: \_\_\_\_\_

Stipulated to and approved by:

/s/ Matthew McGill Lavin (w/consent)  
Matthew McGill Lavin (1046340)  
ARNALL GOLDEN GREGORY, LLP  
1775 Pennsylvania Ave., NW  
Suite 1000  
Washington, DC 20006  
(202) 667-3040  
Matt.Lavin@agg.com

/s/ Rebecca D'Arcy O'Reilly  
Rebecca D'Arcy O'Reilly (P70645)  
BODMAN PLC  
6<sup>th</sup> Floor at Ford Field  
1901 Saint Antoine Street  
Detroit, Michigan 48226  
(313) 392-1050

JULIE W. ALLISON, PA  
By: Julie W. Allison  
Anelia P. Shaheed  
4601 Sheridan St., Suite 213  
Hollywood, FL 33021  
(305) 428-5050  
Julie@allisonlaw.net  
Anelia@allisonlaw.net

McSHANE & BOWIE, P.L.C.  
By: James R. Bruinsma (P48531)  
99 Monroe Ave., NW, Ste. 1100  
Grand Rapids, MI 49503  
(616) 732-5000  
Jrb@msblaw.com  
Attorneys for Plaintiffs

SIDLEY AUSTIN LLP  
By: Tacy F. Flint  
Kathleen L. Carlson  
Elizabeth Y. Austin  
One South Dearborn Street  
Chicago, Illinois 60603  
(312) 853-7000  
tflint@sidley.com  
kathleen.carlson@sidley.com  
laustin@sidley.com  
Attorneys for Defendant